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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:  
Berry

§ Attorney Docket No.: 31132.172/  
§ PC792.00  
§

Serial No.: 10/663,554

§ Group Art Unit: 3733  
§

Filed: September 16, 2003

§ Examiner: Swiger III, James L.  
§

For: Expansion Tool For Adjustable Spinal  
Implant

§ Customer No.: 46333

Commissioner for Patents  
Mail Stop Amendment  
P.O. Box 1450  
Alexandria, VA 22313-1450

**AMENDMENT**

Sir:

In response to the Office action of February 7, 2006, please amend the above-identified application as follows:

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 8 of this paper.